U.S. Appln. No. 10/005,000 Page 2

REMARKS/ARGUMENTS

Independent claim 4 was rejected under 35 USC 102(b) as anticipated by Sugita et al 4,820,594. The Examiner has taken the position that Applicant's previous response was grounded on the argument that the prior art does meet the recited limitation of "heating the organic based liquid working fluid to a gas using a heating source comprising a fuel cell stack", and that claims 4-5 are silent regarding the limitation. Although the terms "organic based" are in claim 1, they are not in claim 4. Notwithstanding, claim 4 is still patentable over the prior art. Claim 4 recites "heating the liquid to a gas using a heating source comprising a fuel cell stack." Again, the Examiner's attention is directed to Sugita et al. at column 4, lines 10-11, which indicates that the reforming temperature is adapted to be about 800 degrees Celsius. The Examiner's attention is also directed to column 4, lines 30-32, which indicates that the working temperature of the fuel cell is about 650 degrees Celsius. As such, the material that the Examiner has identified as the working fluid in Sugita et al. would actually heat the fuel cell and not meet the limitations "heating the liquid to a gas using a heating source comprising a fuel cell stack." No prima facie case of obviousness has been established.

Claim 5 depends from claim 4 and is patentable on the same basis as claim 4.

In view of the above comments, Applicant's respectfully request allowance of all of the claims 1, 2, 4-5, and 7-8 now in the case.

Respectfully submitted.

Cary W/Brooks, Attorney

Reg. No. 33361 313-665-4717